# IN THE UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

	X				
In re:	) Chapter 11				
LEHMAN BROTHERS HOLDINGS INC.	) Case No. 08-13555 (JMP)				
Debtor.	) (Jointly Administered)x				
NOTICE OF TRANSFER OF CLAIM PURSUANT TO ERREPRIJE 3001(e)(2)					

1. TO: EVEREST CAPITAL EMERGING MARKETS FUND, L.P. ("Transferor")

c/o Everest Capital Limited The Bank of Butterfield Building 65 Front Street, 6<sup>th</sup> Floor Hamilton, HM 12 Bermuda

2. Please take notice of the transfer in the amount of 100% of your claims against LEHMAN BROTHERS HOLDINGS INC., Case No. 08-13555 (JMP) arising from and relating to Claim No. 33269 (attached in <u>Exhibit A</u> hereto), to:

# GOLDMAN SACHS LENDING PARTNERS LLC ("Transferee")

c/o Goldman, Sachs & Co. 30 Hudson Street, 36th Floor Jersey City, NJ 07302

Fax: 212-428-1243 Contact: Andrew Caditz Phone: 212-357-6240

Email: Andrew.Caditz@gs.com

With a copy to: Richards Kibbe & Orbe L.L.P. One World Financial Center New York, NY 10281-1003

Fax: 212-530-1801 Attn: Managing Clerk Phone: 212-530-1800 An evidence of transfer of claim is attached hereto as <u>Exhibit B</u>. All distributions and notices regarding the transferred portion of the claims should be sent to the Transferee at the instructions attached in <u>Exhibit C</u>.

	No action is required <u>if you do not object</u> to the transfer of your claims. However, <b>IF YOU OB- TO THE TRANSFER OF YOUR CLAIMS, WITHIN <u>20 DAYS</u> OF THE DATE OF THIS ICE, YOU MUST:</b>					
	FILE A WRITTEN OBJECTION TO THE TRANSFER with:					
	United States Bankruptcy Court Southern District of New York Attn: Clerk of Court Alexander Hamilton Custom House One Bowling Green New York, NY 10004-1408					
	SEND A COPY OF YOUR OBJECTION TO THE TRANSFEREE.					
	Refer to INTERNAL CONTROL NO in your objection and any further correspondence related to this transfer.					
4. TIM OUR	If you file an objection, a hearing will be scheduled. IF YOUR OBJECTION IS NOT ELY FILED, THE TRANSFEREE WILL BE SUBSTITUTED FOR THE TRANSFEROR ON RECORDS AS A CLAIMANT IN THIS PROCEEDING.					
	CLERK					
This 2005 INTI	CLERK'S OFFICE USE ONLY: notice was mailed to the first named party, by first class mail, postage prepaid on					
	Deputy Clerk					

# EXHIBIT A

PROOF OF CLAIM

United States Bankruptcy Court/Southern District of New York Lehman Brothers Holdings Claims Processing Center c/o Epiq Bankruptcy Solutions, LLC FDR Station, P.O. Box 5076 New York, NY 10150-5076			PROOF OF CLAIM			
In Re:	Holdings Inc., et al. Debtors.	Chapter II Case No. 08-13555 (JMP)	Filed: USBC - Southern District of New York Lehman Brothers Holdings Inc., Et Al. 08-13555 (JMP) 0000033269			
Name of Debtor Against Lehman Brothers H	Which Claim is Held	Case No. of Debtor 08-13555 (JMP)				
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503. Additionally, this form should not be used to make a claim for Lehman Programs Securities (See definition on reverse side.)		THIS SPACE IS FOR COURT USE ONLY				
Name and address of Creditor: (and name and address where notices should be sent if different from Creditor)			Check this box to indicate that this claim amends a previously filed claim.			
Everest Capital Emerging Markets Fund, L.P. c/o Seward & Kissel LLP One Battery Park Plaza New York, New York 10004-1485 Attn: Justin L. Shearer, Esq.			Court Claim Number: (If known) Filed on:			
Telephone number	; (212) 574-1200 E	mail Address: shearer@sewkls.com				
Name and address where payment should be sent (if different from above)  Everest Capital Emerging Markets Fund, L.P.  c/o Everest Capital Limited, Attn: Damian Resnik  The Bank of Butterfield Building, 6th Floor, 86 Front Street  P.O. Box HM2458, Hamilton HM JX, Bermuda			Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.  Check this box if you are the			
Telephone number	: (441) 296-0222 E	mail Address; dresnik@evcap.bm	debtor or trustee in this case.	5. Amount of Claim Entitled to Priority		
1. Amount of Claim as of Date Case Filed: \$ 8.203,288.00 + (See Attached Addendum)  If all or part of your claim is secured, complete Item 4 below; however, if all of your claim is unsecured, do not complete item 4.  If all or part of your claim is entitled to priority, complete Item 5.  If all or part of your claim is entitled to priority, complete Item 5.  If all or part of your claim qualifies as an Administrative Expense under 11 U.S.C. §503(b)(9), complete Item 6.  Check this box if all or part of your claim is based on a Derivative Contract.*  *IF YOUR CLAIM IS BASED ON AMOUNTS OWED PURSUANT TO EITHER A DERIVATIVE CONTRACT OR A GUARANTEE OF A DEBTOR, YOU MUST ALSO LOG ON TO <a href="http://www.lehman-claims.com">http://www.lehman-claims.com</a> AND FOLLOW THE DIRECTIONS TO COMPLETE THE APPLICABLE QUESTIONNAIRE AND UPLOAD SUPPORTING DOCUMENTATION OR YOUR CLAIM WILL BE DISALLOWED.  Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of interest or additional charges. Attach itemized statement of interest or charges to this form or on http://www.lehman-claims.com if claim is a based on a Derivative Contract or Guarantee.			under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.  Specify the priority of the claim:  Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).  Wages, salaries or commissions (up to \$10,950), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4).			
Basis for Claim: Guarantees (See Attached Addendum)			Contributions to an employee benefit plan -			
(See instruction #2 on reverse side.)  3. Last four digits of any number by which creditor identifies debtor:  3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)  4. Secured Claim (See instruction #4 on reverse side.) See Attached Addendum Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested				☐ Up to \$2,425 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(7). ☐ Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).		
information.  Nature of property or right of setoff: Real Estate Motor Vehicle Other				Other - Specify applicable paragraph of 11 U.S.C. § 507(a)().		
Describe:  Value of Property: \$ Annual Interest Rate %  Amount of arrearage and other charges as of time case filed included in secured claim, if any:  \$ Basis for perfection:			Amount entitled to priority:			
Amount of Secured Claim: \$ Amount Unsecured: \$			_, ;.			
6. Amount of Claim that qualifies as an Administrative Expense under 11 U.S.C. §503(b)(9): \$						
7. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.  8. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages and security agreements. Attach redacted copies of documents providing evidence of perfection of a security interest. (See definition of "redacted" on reverse side.) If the documents are voluminous, attach a summary.  DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.  If the documents are not available, please explain:			FOR COURT USE ONLY			
Date: 9/10/09	person authorized to file this above. Attach copy of power		different from the notice address	100 -		
By: Malcolm Stott, Chief Operating Officer of Everest Capital Emerging Markets Fund, L.Fn  Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.						

## **EXHIBIT B**

### EVIDENCE OF TRANSFER OF CLAIM

#### TO: THE DEBTOR AND THE BANKRUPTCY COURT

For value received, the adequacy and sufficiency of which are hereby acknowledged, Everest Capital Emerging Markets Fund, L.P. ("Assignor") hereby unconditionally and irrevocably sells, transfers and assigns to Goldman Sachs Lending Partners LLC ("Assignee") 100% of its right, title, interest, claims and causes of action in and to, or arising under or in connection with, its claim (as such term is defined in Section 101(5) of the U.S. Bankruptcy Code) against Lehman Brothers Holdings Inc. (the "Debtor"), the debtor in Case No. 08-13555 (JMP) pending in the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"), and the relevant portion of any and all proofs of claim (No. 33269) filed by Assignor or its predecessor-in-interest with the Bankruptcy Court in respect of the foregoing claim.

Assignor hereby waives any objection to the transfer of the claim to Assignee on the books and records of the Debtor and the Bankruptcy Court, and hereby waives to the fullest extent permitted by law any notice or right to a hearing as may be imposed by Rule 3001 of the Federal Rules of Bankruptcy Procedure, the Bankruptcy Code, applicable local bankruptcy rules or applicable law. Assignor acknowledges and understands, and hereby stipulates, that an order of the Bankruptcy Court may be entered without further notice to Assigner transferring to Assignee the foregoing claim, recognizing Assignee as the sole owner and holder of the claim, and directing that all payments or distributions of money or property in respect of the claim be delivered or made to Assignce.

IN WITNESS WHEREOF, this EVIDENCE OF TRANSFER OF CLAIM is executed this 10 day of December 2009.

EVEREST CAPITAL EMERGING MARKETS FUND, L.P.

By: Everest Capital Limited, Its General Partner

SIMON ON ABOWALE

PRINCIPAL

Name: Title:

CHIEF COMPLIANCE OFFICER

EVEREST CAPITAL LIMITED

GOLDMAN SACHS LENDING PARTNERS LLC

Name:

Title:

#### **EXHIBIT C**

#### Address for Notices:

Goldman Sachs Lending Partners LLC c/o Goldman, Sachs & Co. 30 Hudson Street, 36th Floor Jersey City, NJ 07302

Fax: 212-428-1243 Contact: Andrew Caditz Phone: 212-357-6240

Email: Andrew.Caditz@gs.com

With a copy to: Richards Kibbe & Orbe L.L.P. One World Financial Center New York, NY 10281-1003

Fax: 212-530-1801 Attn: Managing Clerk Phone: 212-530-1800

#### Wire Instructions:

Citibank, N.A. ABA# 021000089

A/C Name: Goldman Sachs Lending Partners LLC

A/C # 30581483 Ref: Lehman Claims

Attn: Bank Loan Operations